

**KENTUCKY BOARD OF LICENSURE FOR MASSAGE THERAPY
BOARD MEETING MINUTES**

OCTOBER 21, 2008

A meeting of the Kentucky Board of Licensure for Massage Therapy was held at the Division of Occupations and Professions, Frankfort, KY on October 21, 2008.

MEMBERS PRESENT

Theresa Crisler – Board Chair
Sarah Hart – Vice Chair
Denise Logsdon – Secretary
Michael Mansfield
Jeff Shipp
Max Maxwell

OCCUPATIONS AND PROFESSIONS STAFF

Jeff Boler, Board Administrator
Gerald Hoppmann, Division Director
Susan Ellis, Finance / Fiscal Section

MEMBERS ABSENT

OTHERS

Cheryl Lalonde, Office of the Attorney General
Michael West, Office of the Attorney General
Gerald Clemons, Board Investigator
Pat Sazy, ABMP
Pam Jenkins, AMTA
Debbie Joplin, AMTA
Katherine Warner, AMTA

Call to Order

Theresa Crisler, Board Chair, called the meeting to order at 10:10 AM.

Approval of Minutes

Minutes of the September 16, 2008 meeting were presented for the Board's review. Ms. Logsdon made a motion to approve the minutes as presented. The motion, seconded by Mr. Maxwell, carried unanimously.

Financial Statement

Financial statements for the month ending September 30, 2008 were presented for the board's review. Ms. Logsdon made a motion to approve the statement as presented. The motion, seconded by Mr. Maxwell, carried unanimously.

Director's Report

Mr. Hoppmann explained reimbursement procedure for per-diem, and how mileage for travel was calculated. No action was taken nor required.

Mr. Hoppmann gave a report on the status of a letter to the Department of Insurance, concerning billing issues by massage therapists to Anthem Blue Cross / Blue Shield. After discussion, Ms. Logsdon made a motion to forward the complaint to the Consumer Protection and Education Division of the Department of Insurance. The motion, seconded by Mr. Maxwell, carried unanimously.

Ms. Logsdon made a motion to send a letter to the Board of Chiropractor's, recommending that they educate their licensees that massage therapists must be approved providers before billing Anthem Blue Cross / Blue Shield. The motion, seconded by Mr. Maxwell, carried unanimously.

Licensure Status Report

The Board reviewed the licensure status report for the month ending September 30, 2008 which indicated 1887 active licenses, with 47 inactive licenses.

Ms. Logsdon made a motion to have the Division staff investigate the costs of advertising public service announcements concerning massage therapy licensure laws. The motion, seconded by Mr. Maxwell, carried unanimously.

Old Business

The board reviewed a draft of the newsletter. It was determined that all changes will be submitted to the administrator by Thursday, October 23, 2008 and the publication date was set at November 1, 2008.

The board reviewed and revised language in the proposed legislation. After discussion it was decided that administrator would forward this revision to the two professional associations, with a request that comments be returned by November 12. No additional action was taken.

New Business

The Board reviewed correspondence from Jack Conway, Attorney General concerning the reorganization of its Administrative Hearing Section. No action was taken nor required.

The Board reviewed correspondence from Vicki Higginbotham, concerning "raindrop technique", and the selling of related products. After discussion, Mr. Shipp made a motion to forward this information to the Kentucky Board of Chiropractic Examiners. The motion, seconded by Mr. Maxwell, carried unanimously.

Mr. Logsdon made a motion to have the administrator draft a letter informing Ms. Higginbotham of the appropriate statutes and regulations pertaining to massage therapy, and to include a copy of the laws and regulations booklet. The motion, seconded by Mr. Maxwell, carried unanimously.

Complaints Review Committee

Ms. Hart made a motion to dismiss complaints #2008-17, 2008-23, 2008-34, 2008-39, and 2008-40. The motion, seconded by Mr. Maxwell, carried unanimously.

Ms. Hart made a motion to initiate an investigation for complaint #2008-36. The motion, seconded by Ms. Logsdon, carried unanimously.

Ms. Hart made a motion to refer complaints #2008-31 and 2008-32 to the Louisville Metro Police Department. The motion, seconded by Mr. Shipp, carried unanimously.

Ms. Hart made a motion to have the administrators draft letter requesting information for complaints #2008-33, 2008-41, and 2008-43. The motion, seconded by Ms. Logsdon, carried unanimously.

Ms. Hart made a motion to have the investigator serve a cease and desist letter for complaint #08-24. The motion, seconded by Mr. Logsdon, carried unanimously.

Ms. Hart made a motion to have the Division Director to contact the Office of Inspector General (OIG), and investigate complaint #2008-25. The motion, seconded by Ms. Logsdon, carried unanimously.

Educational Review Committee

Ms. Logsdon made a motion to approve “The Massage Online Professor” for continuing education credit. The motion, seconded by Mr. Maxwell, carried unanimously.

Application Review Committee

Mr. Mansfield made a motion to approve seventeen (17) renewals. The motion, seconded by Ms. Hart, carried unanimously.

Mr. Mansfield made a motion to approve three (3) applications for licensure. The motion, seconded by Mr. Maxwell, carried unanimously.

Mr. Mansfield made a motion to defer an application for (TP) pending information on the pathology requirement. The motion, seconded by Mr. Shipp, carried unanimously.

Mr. Mansfield made a motion to deny renewal applications for (MW) for being one (1) hour short on the ethics requirement, and (MB) for being one (1) hour short on the CE requirement. The motion, seconded by Mr. Shipp, carried unanimously.

Mr. Mansfield made a motion to defer an application for (JS) pending verification from Oregon, and the signature of a notary public. The motion, seconded by Ms. Hart, carried unanimously.

Travel and Per-Diem

Mr. Mansfield made a motion to approve travel and per-diem for today’s meeting. The motion, seconded by Ms. Logsdon, carried unanimously.

Mr. Maxwell made a motion to adjourn the meeting. The motion, seconded by Mr. Shipp, carried unanimously.

Approved by the Board,



Theresa M. Crisler, Board Chair